

REMARKS

Claims 40-44 and 65-79 are pending. By this amendment, claims 40-42, 65, 67 and 71-79 are amended and claims 43-44 and 68 are cancelled without prejudice for future prosecution.

Claim 40 now recites "inducing" instead of "causing", as supported in the specification as filed, e.g., at page 36, lines 4-8 and page 37, lines 3-6. This change is submitted solely for stylistic reasons as pointed out and requested during the interview of September 4, 2003 and is believed to have an equivalent scope so that no new issues or narrowing of the claim has thereby been effected.

Claim 40 was amended to include "before or after". It is respectfully submitted that the use of the word "within" in the original claim encompassed "before or after", e.g., as in Figure 5, so that the scope of the claim is unchanged.

It was agreed during the interview to change claim 71 to delete "compounds that inhibit the binding of B7 to CD28" and, instead, to recite at least one species of that genus. Accordingly, the claim was amended to recite CTLA4, e.g., as in page 14, line 18 to page 15, line 3. The undersigned has amended this claim solely to expedite prosecution.

It is believed that all other outstanding issues were resolved during the September 4, 2003 interview so that the application is in condition for allowance.

In view of the foregoing, it is submitted that this application is in condition for allowance. Favorable consideration and prompt allowance of the application are respectfully requested.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Curtis B. Herbert". The signature is fluid and cursive, with a large initial "C" and a long horizontal stroke at the end.

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